

April 16, 2018

RESOLUTION duly moved by Perry and seconded by Middaugh to go into an executive session regarding personnel matters at 7:32 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Forrestel to come out of the executive session regarding personnel matters at 7:50 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

A REGULAR MEETING of the Akron Village Board was held on this date at 7:51 p.m. Present: Mayor Carl E. Patterson; Trustees E. Peter Forrestel, Michael R. Middaugh; Brian T. Perry; Darrin L. Folger; Village Attorney Andrew Borden, Treasurer Tammy Kelley, Clerk Jayne DeTine and Public Works Manager Jon Cummings.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Folger and seconded by Middaugh that the Minutes of the Regular Meeting and the Annual Meeting of April 2, 2018 be and hereby are approved by the Village Board.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION, duly moved by Forrestel seconded by Folger that the audit of the bills is approved, and the Treasurer authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$	26,333.84
Electric Fund	\$	97,678.05
Water Fund	\$	4,516.70
Sewer Fund	\$	4,787.56

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Middaugh and seconded by Perry that the following building permits be and hereby are approved with the applications and approval of the Code Enforcement Officer:

Walter Edwards	34 Lewis Rd	Fence	\$50.00
Linda Carvalho	43 Clarence Ctr Rd	Roof	\$100.00
Ruth Folger	95 Main Street	Replace Sign	\$50.00

ADOPTED	CARL E. PATTERSON	- AYE
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E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
BRIAN T. PERRY - AYE  
DARRIN L. FOLGER - AYE

RESOLUTION duly moved by Forrestel and seconded by Perry that the following Applications for a Dumpster Permit be and hereby are approved in accordance with the application filed and payment of permit fee:

Linda Carvalho	43 Clarence Ctr Rd	30 Day	\$50.00
Tracy Rogers	40 Bloomingdale Ave	30 Day	\$50.00

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
BRIAN T. PERRY - AYE  
DARRIN L. FOLGER - AYE

RESOLUTION duly moved by Middaugh and seconded by Perry that the following application for a Plumbers License for the year 2018 be and hereby is approved in accordance with the application filed and payment of the annual license fee of \$75.00:

Joseph Librera	Middleport, NY 14105	Renewal	\$75.00
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ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
BRIAN T. PERRY - AYE  
DARRIN L. FOLGER - AYE

PUBLIC HEARING – 2018-2019 Village Budget - a Public Hearing was held at this time to hear any and all persons for the purpose of addressing the 2018-2019 Village Budget. Clerk DeTine read the Proof of Publication and asked if anyone wished to speak. Treasurer Kelley noted a small change to the budget with regards to the Sewer fund.

RESOLUTION duly moved by Forrestel and seconded by Folger to close the Public Hearing regarding the 2018-2019 Village Budget be and hereby is closed at 7:56 pm.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
BRIAN T. PERRY - AYE  
DARRIN L. FOLGER - AYE

RESOLUTION duly moved by Middaugh and seconded by Perry to adopt the 2018-2019 Village Budget as modified by the Board for the fiscal year beginning June 1, 2018 and ending May 31, 2019 be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
BRIAN T. PERRY - AYE  
DARRIN L. FOLGER - AYE

APPEARANCE – None

PUBLIC COMMENT – Retired Village Attorney Daniel D. Shonn asked the Board when the Comprehensive Plan needed to be adopted to stay within the limits of the grant money requirements. Trustee Middaugh explained that just the first draft needed to be completed by a certain date to maintain grant eligibility.

PROJECT REPORTS –

CDBG Year 2017 Project/Marshall Street, Morgan Street, Cedar Street Waterline Loop – Public Works Manager Jon Cummings reported that the material has been delivered and he hopes to start the project next week.

Route 93 Bridge Project – a pre-construction meeting has been scheduled for April 24, 2018 at 7 pm at the Village Hall.

#### MONTHLY REPORTS –

##### Departments –

TREASURER – submitted: the March 2018 report, the April 16, 2018 Finance Committee report and the electric comparisons report. Treasurer Kelley also recommended creating a Village Hall Equipment and Repair Reserve Fund and cap it at \$100,000.00; sent request for quotations for Bond Council for the refunding of the Water Bond; also reported the renewal of the water meter BAN with the Bank of Akron at 2.5%; and as per the recommendation at the budget meetings, recommended taking out a \$200,000.00 RAN (Revenue Anticipation Note) to cover the Mechanic Street Bridge Electric Project until the Village of Akron can be reimbursed by the State of New York Department of Transportation.

RESOLUTION duly moved by Forrestel and seconded by Folger to authorize the creation of a Village Hall Equipment and Repair Fund in the General Fund with a cap of 100,000.00 as per the recommendation of the Village Treasurer be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

**A RESOLUTION AUTHORIZING THE ISSUANCE OF A \$200,000 REVENUE ANTICIPATION NOTE IN ANTICIPATION OF RECEIPT OF CONTRACT MONIES FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE RELOCATION OF VARIOUS POWER LINES AND APPURTENANCES (CONTRACT NO.: 5011.35) TO BE COME DUE AND PAYABLE IN FISCAL YEAR 2018-2019.**

**WHEREAS**, the Village of Akron operates a Village Electrical Utility; and

**WHEREAS**, the Village of Akron Village Electrical Utility owns various electrical lines and appurtenances; and

**WHEREAS**, the Village of Akron has entered into contract No.: 5011.35 (NYSDOT Contract) with the New York State Department of Transportation for the relocation of various Village Electrical Utility electrical lines and appurtenances in the vicinity of NY Route 93 in the Village of Akron; and

**WHEREAS**, it is necessary to issue a revenue anticipation note in anticipation of the collection of contract monies from the NYSDOT Contract which shall become due and payable in the fiscal year 2018-2019; and

**WHEREAS**, no other Revenue Notes have been issued by the Obligor based upon these anticipated revenues; and

**WHEREAS**, there have been no other funds allocated by the Village to offset this expense; and

**WHEREAS**, the amount of uncollected revenues against which such notes are authorized to be issued is \$200,000; and

**WHEREAS**, the proceeds of this note shall be used for purposes stated herein; and

**WHEREAS**, the Revenue Anticipation Note will mature within one (1) year of the date of the Note and may be renewed from time to time but shall not extend beyond the close of the second fiscal year succeeding the present fiscal year.

**NOW, THEREFORE** be it **RESOLVED**, by the Village Board of Trustees of the Village of Akron, Erie County, New York, as follows:

Section 1. For the purpose of paying the Expense, there is hereby authorized \$200,000 Revenue Anticipation Notes of said Village, pursuant to the provisions of the Local Finance Law.

Section 2. At a meeting of the Village Board, Village of Akron, Erie County, New York held at the Village Hall, 21 Main Street, Akron, New York 14001-0180 on April 16, 2018, the following resolution was duly adopted.

Section 3. It is determined the maximum maturity of the Revenue Anticipation Note herein authorized shall not exceed two (2) years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell revenue anticipation notes in anticipation of the collection of revenue herein authorized, including renewals of such notes, is here by delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The full faith and credit of said Village of Akron, Erie County, New York are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable.

The question of adoption of the foregoing resolution was duly put to a vote on rollcall, which resulted as follows:

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

AKRON FIRE COMPANY – Absent

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Folger – nothing to report.

Trustee Forrestel – attended the Finance Committee meeting earlier today.

Mayor Patterson – reported: thanked the DPW/Electric Department for keeping watch over the Village during this past weekend’s ice storm. Mayor Patterson also welcomed Village Deputy Clerk Treasurer Sarah Kyre for attending her first Village Board meeting.

Trustee Middaugh – reported: Thanked Disaster Coordinator Daniel Kowalik for keeping the Board informed during the past weekend ice storm and also kudos to the DPW/Electric team for a job well done.

Trustee Perry – echoed both Mayor Patterson and Trustee Middaugh’s comments regarding the DPW/Electric crew and Disaster Coordinator Daniel Kowalik, job well done.

OLD BUSINESS

Clinton Street/Eckerson Avenue Village Land – waiting for response from the Department of Architecture.

Public Works Facility at 43 East Avenue – waiting for response from the Department of Architecture.

Cable Contract – nothing

Corrective Action Plan –quarterly review completed March 19, 2018. Next review will be in June 2018.

State Street Bridge – Waiting for Clark Patterson Lee to respond to the preliminary application comments from NYSDOT before submitting the final grant application.

Sewer RBC Replace or Rebuild – Public Works Manager Jon Cummings reported that a turn buckle broke off the RBC and damaged a motor and a gear box. Sewer Plant Operator Bob Lucia did get replacement parts and will try to get it up and running again. Mr. Cummings will contact Mark from Schuknecht Fabrications to come out and check the RBC again.

BROW Tree Program – waiting from feedback from Attorney Borden’s letter.

### NEW BUSINESS

RESOLUTION duly moved by Folger and seconded by Forrestel to allow Public Works Manager Jon Cummings and Water Plant Operator John Asmus and one Sewer Plant Employee to attend the WNY Water Works Conference on Wednesday May 2, 2018 in Newfane, NY at a cost of \$25.00 each be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Middaugh and seconded by Perry to allow Water Plant Operator John Asmus to attend the NY Rural Water Association’s 39<sup>th</sup> Annual Technical Training Workshop in Verona, NY at a cost of \$300.00 plus travel and hotel from May 21-23, 2018 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Middaugh and seconded by Perry to allow Akron Central School the use of Russell Park for Prom Pictures from 4:00 -6:00 pm on Friday June 8, 2018 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

### CORRESPONDENCE –

Akron Central School Resource Officer Report from March 2018.

Town Assessor’s March 2018 Report.

NYCOM Census 2020 regarding the addition of the citizenship question.

Memo from Erie County Dept. of Environment and Planning regarding the CDBG Grant Report.

PUBLIC COMMENT: Mayor Patterson mentioned the Akron Central School Cabaret Concert held recently at the school. He gave kudos to Mark Flynn and the Music Staff at the school for a wonderful job!

On motion of Folger and seconded by Forrestel at 8:19 p.m. this meeting was  
ADJOURNED

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MAYOR

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CLERK